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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: :
Jussi HAKUNTI et al. :
Serial No.: 10/523,543 : Art Unit: 2617
Filed: January 31, 2005 : Examiner: To be assigned
For: **Battery Holder**

Director of the U.S. Patent and Trademark Office
Mail Stop: **AMENDMENT**
P.O. Box 1450
Alexandria, VA 22313-1450

LETTER

Sir:

Applicant is submitting herewith a European Office Communication dated May 27, 2008 issued in a parallel European Patent Application (No. 02 765 164.5). Please note that this European Office Communication is only being submitted for purposes of completeness.

The European Office Communication does not specifically list any prior art references, but makes reference to a classical torch (flashlight).

The Examiner is invited to contact applicant's attorney at the number below if there are any questions.

Respectfully submitted,

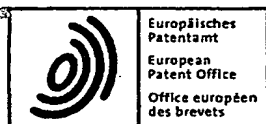
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Dated: September 22, 2008

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I hereby certify that this correspondence and all documents referred to as being enclosed are being deposited with the United States Postal Service on this date, September 22, 2005, in an envelope with sufficient postage as, "First Class Mail," addressed to the Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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FS	29. Mai 2008		gesehen	
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Application No. 02 765 164.5 - 2119	Ref. WY/sd 020564EP	Date 27.05.2008
Applicant Nokia Corporation		

Communication pursuant to Article 94(3) EPC

The examination of the above-identified application has revealed that it does not meet the requirements of the European Patent Convention for the reasons enclosed herewith. If the deficiencies indicated are not rectified the application may be refused pursuant to Article 97(2) EPC.

You are invited to file your observations and insofar as the deficiencies are such as to be rectifiable, to correct the indicated deficiencies within a period

of 4 months

from the notification of this communication, this period being computed in accordance with Rules 126(2) and 131(2) and (4) EPC.

One set of amendments to the description, claims and drawings is to be filed within the said period on separate sheets (R. 50(1) EPC).

Failure to comply with this invitation in due time will result in the application being deemed to be withdrawn (Art. 94(4) EPC).



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Enclosure(s): 1 page/s reasons (Form 2906)

1. The basic concept of slidably guiding a battery (20) on an even surface of a battery holder (30) (cf. description page 6, § 4) and holding it in place (cf. description page 8, § 2), wherein the said battery holder functions also as a cover of the space accommodating said battery within a mobile phone, such that the battery holder has a depth which is slightly larger than the depth of the battery module (cf. description p. 6, § 5 and Fig. 3) and the electrical connection between the battery and the mobile phone (electronic device) is achieved only when the said cover has been connected to the mobile phone (cf. description page 3, § 2), whereby the attachment of the said cover/battery holder to the mobile phone is achieved by means of a releasable snapping connection (cf. description page 5, § 4), is **not proposed** in or rendered obvious by any document cited in the search report.
2. Nevertheless, the present formulation of claim 1 does not define the above-mentioned essential technical features required to reduce into practice the invention as described in the application documents as filed. The provisions of Art. 84 are therefore not met.
3. The fact that present claim 1 does not refer to a device such as a mobile phone set, but merely concerns a battery holder for any kind of electronic device such that it is releasable from said device and constitutes an outer part thereof, the claimed battery holder may also be considered to embrace as one of its embodiments even the cylindrical case of a classical torch receiving cylindrical batteries therein and being releasably connectable to the said torch (e.g. by a screw mechanism), whereby the electrical connection of the battery to the device are realised when the torch's case is screwed to the component comprising the light bulb. Thus, claim 1 does not meet the requirements of novelty (Art. 54 EPC) even vis-à-vis such a well known torch.
4. The applicant is invited to amend the claims on file so as to claim in a single independent claim a set of an electronic device and a battery holder comprising all essential technical elements enumerated in point 1 above, which after all are required to reduce the present invention into practice relying upon the available description in accordance with the provisions of Art. 83 EPC.